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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard Spink)
Serial No.: 10/749,849)
Filing Date: 12/30/2003)
Title: Marine Barrier Systems And)
Methods)
Examiner: Lisa M. Saldano)
Art Unit: 3673)
Attorney's Ref. No. P214397)

AMENDMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed September 22, 2004. It is believed that no fee is due at this time to maintain the application in full force and effect. However, if such fee or charge is due, please charge this fee to Deposit Account No. 502099.

Please amend the application as described herein.

REMARKS

This Amendment is filed in response to the Office Action mailed on September 22, 2004, in connection with this case. In that Office Action, the Examiner rejected claims 1-10 under 35 USC §§ 102(b) and/or 103(a) and claim 12 under 35 USC § 112, second paragraph. By this Amendment, the Applicant has amended claims 1 and 10, canceled claims 2-4, and has newly presented dependent claims 11-14. The Applicant respectfully submits that the amendments presented herein render moot the rejections under 35 USC §§ 102, 103, and 112.

Referring initially to the rejection of claim 12 under 35 USC § 112, second paragraph, the Applicant has amended claim 12 to eliminate the editing error that